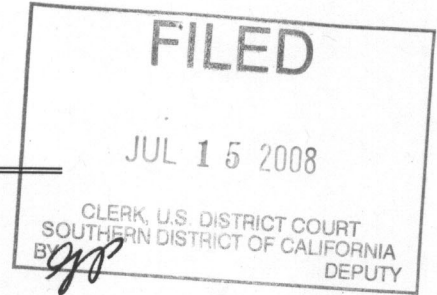


AO 455(Rev. 5/85) Waiver of Indictment

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**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

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UNITED STATES OF AMERICA

**WAIVER OF INDICTMENT**

v.

ROGELIO TOVAR-HERNANDEZ

CASE NUMBER: 08CR2314-14

I, ROGELIO TOVAR-HERNANDEZ, the above named defendant, who is accused committing the following offense:

Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 7/15/08 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

Rogelio Tovar  
Defendant

[Signature]  
Counsel for Defendant

Before

[Signature]  
Judicial Officer